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PTO/SB/21 (08-03)

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission  
(excluding references)

15

|                        |                   |
|------------------------|-------------------|
| Application Number     | 10/590,950        |
| Filing Date            | October 26, 2007  |
| First Named Inventor   | Klaus Deinzer     |
| Group Art Unit         | 3731              |
| Examiner Name          | Tanner, Jocelin C |
| Attorney Docket Number | 042445.40088      |

### ENCLOSURES (check all that apply)

|  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> Deposit Account 07-1850 Authorization  | <input type="checkbox"/> Assignment Papers (for an Application)  | <input type="checkbox"/> After Allowance Communication to Group                                  |
| <input checked="" type="checkbox"/> Postage Paid Return Postcard   | <input type="checkbox"/> Drawing(s) Formal ___ Sheets with Submission of Formal Drawings (1 page) (in duplicate) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences              |
| <input type="checkbox"/> Response to Office Action (pages)   | <input checked="" type="checkbox"/> Fee Transmittal (in duplicate)   | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)       |
| <input type="checkbox"/> Amendment Transmittal Letter (page) (in duplicate)  | <input type="checkbox"/> Request for Continued Examination Transmittal (RCE)                                     | <input type="checkbox"/> Proprietary Information   |
| <input type="checkbox"/> Affidavits/declaration(s)   | <input type="checkbox"/> Fee Transmittal Form (1 page) in duplicate  | <input type="checkbox"/> Request for Status of Application                                       |
| <input type="checkbox"/> Petition for Extension of Time (months) (page) (in duplicate)   | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address                          | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>47 References |
| <input checked="" type="checkbox"/> Information Disclosure Statement (2 pages) (in duplicate) with Form PTO-1449 (8 pages) citing 223 References | <input type="checkbox"/> Terminal Disclaimer (page)  |  |
| <input type="checkbox"/> Express Mail Label No.  | <input type="checkbox"/> Statement of Common Ownership   |  |
| <input type="checkbox"/> Certified Copy of Priority Document(s)  | <input type="checkbox"/> CD, Number of CD(s) _____   |  |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application  |  |  |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53   |  |  |

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

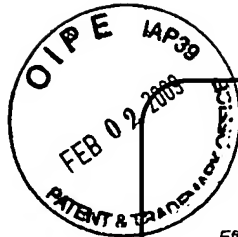
|                         |  |
|-------------------------|--|
| Firm or Individual name | Squire, Sanders & Dempsey L.L.P.<br>Song Zhu, Ph.D., Reg. No. 44,420 |
| Signature               |  |
| Date                    | January 23, 2009   |

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in a box addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date below.

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|-----------------------|-------------|------|------------------|
| Typed or printed name | Vera Breder |      |                  |
| Signature             |             | Date | January 28, 2009 |

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# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)**180.00**

Complete if Known

|                      |                   |
|----------------------|-------------------|
| Application Number   | 10/590,950        |
| Filing Date          | October 26, 2007  |
| First Named Inventor | Klaus Deinzer     |
| Examiner Name        | Tanner, Jocelin C |
| Art Unit             | 3731              |
| Attorney Docket No.  | 042445.40088      |

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number  
07-1850

Deposit Account Name  
Squire, Sanders & Dempsey L.L.P.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity |          | Small Entity |          | Fee Description        | Fee Paid |
|--------------|----------|--------------|----------|------------------------|----------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |                        |          |
| 1001         | 770      | 2001         | 385      | Utility filing fee     |          |
| 1002         | 330      | 2002         | 165      | Design filing fee      |          |
| 1003         | 520      | 2003         | 260      | Plant filing fee       |          |
| 1004         | 750      | 2004         | 375      | Reissue filing fee     |          |
| 1005         | 160      | 2005         | 80       | Provisional filing fee |          |
| SUBTOTAL (1) |          |              |          |                        | (\$)     |

2. EXTRA CLAIM FEES

|                    |   |              |   |                |  |   |          |  |
|--------------------|---|--------------|---|----------------|--|---|----------|--|
| Total Claims       |   | Extra Claims |   | Fee from below |  | = | Fee Paid |  |
| Independent Claims |   |              |   |                |  | = |          |  |
| Multiple Dependent | 0 | X            | 0 |                |  | = |          |  |

| Large Entity |          | Small Entity |          | Fee Description  | Fee Paid |
|--------------|----------|--------------|----------|--|----------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |  |          |
| 1202         | 18       | 2202         | 9        | Claims in excess of 20                                     |          |
| 1201         | 84       | 2201         | 42       | Independent claims in excess of 3                          |          |
| 1203         | 280      | 2203         | 140      | Multiple dependent claim, if not paid                      |          |
| 1204         | 84       | 2204         | 42       | ** Reissue independent claims over original patent         |          |
| 1205         | 18       | 2205         | 9        | ** Reissue claims in excess of 20 and over original patent |          |
| SUBTOTAL (2) |          |              |          |  | (\$).00  |

\*\*or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity |          | Small Entity |          | Fee Description  | Fee Paid |
|--------------|----------|--------------|----------|--|----------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |  |          |
| 1051         | 130      | 2051         | 65       | Surcharge - late filing fee or oath  |          |
| 1052         | 50       | 2052         | 25       | Surcharge - late provisional filing fee or cover sheet.                    |          |
| 1053         | 130      | 1053         | 130      | Non-English specification  |          |
| 1812         | 2,520    | 1812         | 2,520    | For filing a request for reexamination                                     |          |
| 1804         | 920*     | 1804         | 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805         | 1,840*   | 1805         | 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 1251         | 110      | 2251         | 55       | Extension for reply within first month                                     |          |
| 1252         | 420      | 2252         | 205      | Extension for reply within second month                                    |          |
| 1253         | 950      | 2253         | 465      | Extension for reply within third month                                     |          |
| 1254         | 1,480    | 2254         | 725      | Extension for reply within fourth month                                    |          |
| 1255         | 2,010    | 2255         | 985      | Extension for reply within fifth month                                     |          |
| 1401         | 330      | 2401         | 160      | Notice of Appeal   |          |
| 1402         | 330      | 2402         | 160      | Filing a brief in support of an appeal                                     |          |
| 1403         | 290      | 2403         | 140      | Request for oral hearing   |          |
| 1451         | 1,510    | 1451         | 1,510    | Petition to institute a public use proceeding                              |          |
| 1452         | 110      | 2452         | 55       | Petition to revive - unavoidable   |          |
| 1453         | 1,300    | 2453         | 650      | Petition to revive - unintentional   |          |
| 1501         | 1,330    | 2501         | 650      | Utility issue fee (or reissue)   |          |
| 1502         | 470      | 2502         | 235      | Design issue fee   |          |
| 1503         | 630      | 2503         | 315      | Plant issue fee  |          |
| 1460         | 130      | 1460         | 130      | Petitions to the Commissioner  |          |
| 1807         | 50       | 1807         | 50       | Processing fee under 37 CFR 1.17 (q)                                       |          |
| 1806         | 180      | 1806         | 180      | Submission of Information Disclosure Stmt                                  | 180      |
| 8021         | 40       | 8021         | 40       | Recording each patent assignment per property (times number of properties) |          |
| 1809         | 750      | 2809         | 375      | Filing a submission after final rejection (37 CFR § 1.129(a))              |          |
| 1810         | 750      | 2810         | 375      | For each additional invention to be examined (37 CFR § 1.129(b))           |          |
| 1801         | 770      | 2801         | 385      | Request for Continued Examination (RCE)                                    |          |
| 1802         | 900      | 1802         | 900      | Request for expedited examination of a design application                  |          |

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$180.00)

SUBMITTED BY

Complete (if applicable)

|                   |                |                                  |        |           |                  |
|-------------------|----------------|----------------------------------|--------|-----------|------------------|
| Name (Print/Type) | Song Zhu, Ph.D | Registration No. Attorney/Agent) | 44,420 | Telephone | (415) 954-0200   |
| Signature         |                |                                  |        | Date      | January 23, 2009 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Examiner: Tanner, Jocelin C.

Klaus Deinzer et al.

Serial No. 10/590,950

Art Unit: 3731

Filed: October 26, 2007

Confirm. No.: 3756

Title: LENS HOLDER FOR AN INSERTION DEVICE FOR DEFORMABLE  
INTRA-OCULAR LENSES

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Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 C.F.R. §§1.97-1.98**

Dear Examiner:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and pursuant to 37 C.F.R. §§1.97-1.98, Applicants hereby notify the U.S. Patent and Trademark Office of the references listed on the attached Form PTO-1449.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants reserve the right to dispute the listed documents as prior art during examination. Furthermore, Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. The submission of this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made or that no other material information may exist.

02/03/2009 SLUANG1 00000004 071850 10590950  
01 FC:1806 180.00 DA


The Examiner is requested to initial the enclosed Form PTO-1449 and return a copy thereof to the undersigned.

The present Supplemental Information Disclosure Statement is being submitted after receiving the office action. Accordingly, please charge Deposit Account No. **07-1850** in the amount of **\$180.00** for the fee set forth in 37 CFR §1.17(p). The Commissioner is authorized to charge any deficiencies or other amounts due to Deposit Account No. **07-1850**.

Respectfully submitted,

Date: January 28, 2009

Squire, Sanders & Dempsey L.L.P.  
One Maritime Plaza, Suite 300  
San Francisco, CA 94111  
Facsimile (415) 393-9887  
Telephone (415) 954-0241  
szhu@ssd.com

  
\_\_\_\_\_  
Song Zhu, PhD  
Attorney for Applicants  
Reg. No. 44,420



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\_\_\_\_\_  
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